

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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DATE FILED: 1/30/13

J.G., individually, and as parent and natural
guardian of minor, A.S.,

ORDER TO SHOW CAUSE
FOR PRELIMINARY INJUNCTION

Plaintiffs,

-against-

13 CV 0648

YORKTOWN CENTRAL SCHOOL DISTRICT,
RALPH NAPOLITANO, Ed.D., individually and as
Superintendent of Yorktown Central School District,
JOSEPH DeGENNARO, individually and as Principal
Of Yorktown High School, RANDALL GLADING,
Ph.D, individually and as Assistant Principal of
Yorktown High School,

JUDGE SEIBEL

Defendants.

UPON THE AFFIDAVITS OF J.G., AND DIANA M. CARLINO, ESQ., sworn
to the 29th day of January, 2013, and upon the copy of the complaint hereto annexed, it is

ORDERED, that the above-named Defendants show cause before a motion term
of this Court, at Room 621, United States Courthouse, 300 Quarropas Street, in the
City of White Plains, County of Westchester, State of New York, on

February 7, 2013, at 4:30 o'clock in the p.m.
noon thereof, or as soon thereafter as counsel may be heard, why an order should not be
issued pursuant to Rule 65 of the Federal Rules of Civil Procedure, enjoining the
Defendants during the pendency of this action from:

1. enforcing suspensions against A.S. from attendance as a student in Yorktown
High School, located in the Yorktown Central School District, in the Town of

Yorktown, County of Westchester, State of New York, with all associated perquisites, rights and privileges pending final resolution of this matter; and, being represented by the law firm of Shaw, Perelson, May & Lambert, LLP, with offices located at 21 Van Wagner Road, Poughkeepsie, New York and 115 Stevens Avenue, Valhalla, New York 10595, or any attorneys employed thereby, as it is a witness to the events complained of herein.

Personal service of the papers filed in support of this Order shall be made upon defendants or their agents on or before February 1, 2013, and such service shall be deemed sufficient.

SO ORDERED:

White Plains, NY
01-30-13

Cathy Seibel

UNITED STATES DISTRICT JUDGE

Defendants are directed to respond to Plaintiff's application in writing ~~allegations by order not exceeding 5 pages~~ by February 4, 2013.